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JUN 28 2007

Alston & Bird Bank of America Plaza 101 South Tryon Street, Suite 4000 Charlotte, NC 28280-4000

TECHNOLOGY CENTER 3600

In re Application of Michael Last Appl. No. 09/802,367

ON PETITION TO Withdraw Rejection UNDER 37CFR1.181(a)

Filed: March 9, 2001

For: SYSTEM AND METHOD FOR POSTING AVAILABLE

TIME SLOTS TO A NETWORK HUB

This is a decision on Applicant's Petition under 37 CFR 1.181(a) filed on July 21, 2006 to have the "Examiner's new grounds of rejection stricken from the record, to regard the objective evidence of nonobviousness as unrefuted and therefore conclusively proven, and to decide the Appeal on this basis".

The Petition is dismissed as **MOOT** in view of the Notice of Allowance of the application mailed on May 3, 2007.

The application has been forwarded to the Office of Publication for issuance of the Patent.

Any questions regarding this decision should be directed to John Weiss at 571-272-6812.

Wynn Coggins Director 3600

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571-272-5350

WC/jw 3/5/07